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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant(s): Hans BRUESSELBACH, |) | Re: Information Disclosure |
| et al. |) | Statement |
| Serial No.: 10/759,509 |) | |
| Filed: January 15, 2004 |) | Group: not yet assigned |
| |) | Examiner: not yet assigned |
| For: "AN ADAPTIVE OPTICAL SYSTEM |) | Our Ref: B-4851NP 621650-2 |
| COMPENSATING FOR PHASE |) | |
| FLUCTUATIONS" |) | Date: July 1, 2004 |

Commissioner for Patents
P.O. Box 1450
Alexandria VA, 22313-1450

Sir:

In accordance with the Applicants' duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the first Office Action on the merits. Copies of the foreign patent documents and the non-patent publications listed on the enclosed Form PTO-1449 (modified) are enclosed herewith for the Examiner's convenience. Copies of the U.S. patent documents listed on the enclosed Form PTO-1449 (modified) are not enclosed, pursuant to Deputy Commissioner Stephen G. Kunin's Pre OG Notice dated July 11, 2003.

The documents listed on the enclosed Form PTO-1449 (modified) include those cited in the International Search Report and Written Opinion for the corresponding PCT application no. PCT/US2004/001123 (13 pages). A copy of the International Search Report is enclosed herewith.

World Intellectual Property Organization Publication Document No. 02/084902 A2 is not in English. A concise English-language explanation of the relevance of World Intellectual Property Organization Publication Document No. 02/084902 A2 can be found in

Information Disclosure Statement
USSN 10/759,509
July 1, 2004
Page 2

the enclosed English-language abstract.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

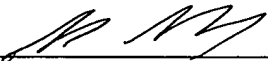
The Applicants believe that this IDS is being submitted before the issuance of a first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance. Therefore, no official fees should be due; and this IDS should be considered on the merits. If this IDS is being submitted after the issuance of the first Office Action on the merits and before the issuance of a Final Rejection or Notice of Allowance, please contact the undersigned to authorize a payment of \$180.00 (or any other required amount), which is the fee set forth in 37 C.F.R. § 1.97(c), if the Examiner believes that such a fee is due in order for this IDS to be considered on the merits.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner (Notice of January 9, 1992, 1135 O.G. 13-25, at 25).

Information Disclosure Statement
USSN 10/759,509
July 1, 2004
Page 3

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on July 1, 2004 by Shana Morda.



Respectfully submitted,



Ross A. Schmitt
Attorney for Applicant
Reg. No. 42,529

LADAS & PARRY
5670 Wilshire Boulevard
Suite 2100
Los Angeles, CA 90036
(323) 934-2300

Enclosures: Form PTO-1449 (modified) (1 page)
Copy of Search Report and Written Opinion for
PCT/US2004/001123 (13 pages)
Copy of documents listed on Form PTO-1449 (modified)



Information Disclosure Statement

USPN 10/759,509

July 1, 2004

Page 4

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| Form PTO-1449 (Modified) | ATTY DOCKET NO. B-4851NP 621650-2 | U.S. SERIAL NO. 10/759,509 |
| LIST OF PATENTS AND PUBLICATIONS STATEMENT | APPLICANTS Hans BRUESSELBACH, et al. | |
| | FILING DATE January 15, 2004 | GROUP not yet assigned |

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | DOCUMENT NUMBER | ISSUE DATE | NAME | CLASS | SUB- CLASS | FILING DATE or 102(e) DATE IF APPROPRIATE |
|---------------------|--------------------|------------|-----------|-------|---------------|--|
| | 5,475,520 | 12/1995 | Wissinger | 359 | 172 | |

FOREIGN PATENT DOCUMENTS

| | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES/NO |
|--|-----------------|---------------------|---------|-------|----------|-----------------------|
| | 1 271 806 A1 | 1/2003 | EP | | | |
| | 02/084902 A2 | 10/2002 | WO | | | abstract |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.